



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Confirmation No.: 5185

DEL SOLDATO

Group Art Unit: 1616

Application Serial No.: 09/926,327

Examiner: BADIO, B.P.

Filed: October 15, 2001

Attorney Docket No.: 026220-00015

For: PHARMACEUTICAL COMPOUNDS

April 1, 2004

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RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Mail Stop NON-FEE AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction/Election Requirement dated March 12, 2004, the applicant hereby elects:

Group I: directed to claims 1, 2, 4 and 7 to 12, drawn to compounds of
Examples 1 and 2 and compositions and use thereof.

The applicant reserves the right to file one or more divisional applications directed to non-elected subject matter.

The applicant also elects the compound from Examples 1 and 2 for search purposes. Claims 1, 2, 4, and 7 to 12 read on the elected species.

This response is filed within the shortened statutory period for response. Therefore, the applicant believes that no fee is due.

U.S. Patent Application No.: 09/926,327
Inventor: Del Soldato
Attorney Docket No.: 026220-00015

In the event this response is not timely filed, the applicant hereby petitions for an appropriate extension of time. The fee for this petition, along with any other additional fees required with respect to this response, may be charged to our Deposit Account No. 01-2300, referencing Attorney Docket No. 026220-00015.

Respectfully submitted,

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